IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.6911 OF 2005
IN
CRI.APPEAL NO.946 OF 2005

1. Imran @ Balu Nazir Rangari
2. Iliyas Nazir Rangari
R/o Sangli ..Applicants
Vs.
State of Maharashtra ..Respondent

...
Mr.Umesh Mankapure i/b R.V.More
Advocate for Applicants
Mr.B.H.Mehta, A.P.P. for the State
...

CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 28, 2005

P.C.

1. Heard the learned advocate for the applicants and the learned A.P.P. for the State.

2. The applicants are seeking bail. The applicants have been convicted under Section 326 r.w. 149 of IPC and sentenced to imprisonment for three years. It is contended on behalf of the applicants that the applicants were on bail during the trial and they have not misused the liberty granted to them. This statement is not controverted on behalf of the prosecution. It is

further submitted on behalf of the applicants that the maximum setnence imposed on the applicants is three years and the appeal preferred by the applicants is not likely to be heard and disposed of within the period of three years.

4. The Supreme Court in the case of **Bhagwan Rama Gosai and Ors. Vs. State of Gujrat** reported in **(1999) 4 SCC 421,** has observed that if the sentence is of limited duration and the appeal cannot be heard expeditiously, then bail should be granted. It is not possible to hear the present appeal expeditiously. In view of all the facts and circumstances, I am inclined to grant bail.

5. Each of the applicants i.e. applicant no.1 Imran @ Balu Nazir Rangari and applicant no.2-Iliyas Nazir Rangari to be released on bail in the sum of Rs.25,000/-each with one or two sureties to make up that amount. During the pendency of the appeal, the applicants shall report to Vishrambaug Police Station on second and fourth Sundays of every month.

6. Application is disposed of.

[V.K.TAHILRAMANI,J.]